

DECLARATORY RESOLUTION

678 - 1936

For the opening and extending of Clinton Street to a uniform width of Fifty (50) feet from McKinnie Ave. to Pontiac Street, except between Leith Street and Pontiac Street, and except from the alley S. of Dalman Street to Wildwood Avenue where the said Clinton Street shall have a width of Sixty (60) feet in the City of Fort Wayne, Allen County, Indiana.

ADOPTED: February 27, 1936

NOT. PROP. OWNERS: Feb. 29th-Mar. 7th.

HEARING: March 19, 1936

CONFIRMED: March 19, 1936

I. ROLL ORD.: March 19, 1936

. ROLL APPR: April 2, 1936

NOTICES SERVED: April 3, 1936

HEARING: April 16, 1936

REMONSTRANCE FILED: (See Record 21
page 285).

ANSM. ROLL CONF. April 16, 1936

DECLARATORY RESOLUTION NO. 678 -1936

Be it Resolved by the Board of Public Works of the City of Fort Wayne that it is deemed and desired necessary to open and extend Clinton Street to a uniform width of Fifty (50) feet from McKinnie Avenue to Pontiac Street, except between Leith Street and Pontiac Street, and except from the alley South of Dalman Street to Wildwood Avenue where the said Clinton Street shall have a width of Sixty (60) feet in the City of Fort Wayne, Allen County, Indiana, by the condemnation and appropriation of such lots and lands for such opening, specifically described as follows, to-wit:

East half of Lot Number Nine (9) Siemon's Addition.

A triangular strip of land located at the southwest corner of Lot Number Twelve (12) Colerick's Addition, described more particularly as follows:

Beginning at a point east of the southwest corner of lot Number Twelve (12) Colerick's Addition, where a $130^{\circ} 54'$ curve, whose deflection is west and whose tangent is north and thirty (30) feet east of and parallel to the center line of Clinton Street as now established, and whose point of curvature is one hundred thirty-seven and five tenths (137.5) feet south of the north property line of Leith Street as now established, intersects the south property line of said Lot Number Twelve (12) Colerick's Addition; thence northwesterly on said curve to a point where said curve intersects the west property line of said Lot Number Twelve (12); thence south on said west property line to the southwest corner of said Lot Number Twelve (12); thence east along the south property line of said Number Twelve (12) Colerick's Addition to the point of beginning.

A triangular parcel of land at the southeast corner of Lot Number Three (3) Disler Place Addition, more particularly described as follows:

Beginning at a point on the south property line of said lot Ten (10) feet west of the southeast corner thereof; thence in an easterly direction along the south property line of said lot Ten (10) feet to the southeast corner thereof; thence in a northerly direction on the east property line of said lot a distance of ten (10) feet; thence in a southwesterly direction to the place of beginning.

A parcel of land at the northeast corner of Lot Number Thirteen (13) McLachlan's Addition, more particularly described as follows:

Beginning at a point on the east property line of Lot Number Thirteen (13) McLachlan's Addition sixty-two and seven tenths (62.7) feet south of the northeast corner of said lot; thence northwesterly on a $16^{\circ} 3'$ curve which deflects to the west and extends north and whose point of curvature is on the east property line of said Lot Number Thirteen (13) and sixty-two and seven tenths (62.7) feet south of the northeast corner of said lot number thirteen (13) and whose tangent is the west property line of Clinton Street as now established, to the north property line of said Lot Number Thirteen (13); thence east along the north property line of said Lot Number Thirteen (13) to the northeast corner thereof; thence south along the east property line of said Lot Number Thirteen (13) to the place of beginning.

A parcel of land situated at the northeast corner of Lot Number Nine (9) Colerick's Addition, more particularly described as follows:

Beginning at a point on the north property line of Lot Number Nine (9) Colerick's Addition twenty-four and seven tenths (24.7) feet west of the northeast corner of said lot Number Nine (9); thence east along the north property line of said lot number Nine (9) to the northeast corner thereof; thence south along the east property line of said Lot Number Nine (9), fifty and fifty-five ^{HUNDRETHS} (50.55) feet; thence in a northwesterly direction to the point of beginning.

excepting so much of the above described strips of land as has already been dedicated to the public use, all as shown by a plat of such proposed opening now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected in the City of Fort Wayne by the opening and extending of said Clinton Street as above described is known and described as the land and ground herein proposed to be condemned and appropriated therefor, and are all the lots and lands and parcels of lots lying adjacent to Clinton Street from McKinnie Avenue to Pontiac Street, all as shown by a plat of such territory now on file in the office of the Department of Public Works of the City of Fort Wayne.



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TO THE DEPARTMENT OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA,

IN THE MATTER OF THE OPENING AND EXTENSION
OF CLINTON STREET FROM MCKINNIE AVENUE TO
PONTIAC STREET, AND THE ASSESSMENT OF DAMAGE
THEREFOR.

R E M O N S T R A N C E .

Comes now Joseph Reichert and Alvina Reichert and respectfully show to this Honorable Board that they are the owners of Lot Number 9, Colerick's Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

Your remonstrants show that on the 27th day of February, 1936 this Honorable Board adopted declaratory resolution No. 678-1936 for the extension of Clinton Street from McKinnie Avenue to Pontiac Street in said city; that said street so extended takes a portion of these remonstrants Lot No. 9 Colerick's Addition, more particularly described as follows:

Beginning at a point on the north property line of Lot No. 9 Colerick's Addition 24.7 feet west of the northeast corner of said lot No. 9; thence east along the north property line of said lot No. 9 to the northeast corner thereof; thence south along the east property line of said lot No. 9, 50.55 feet; thence in a northwest direction to the point of beginning;

That subsequently this Honorable Board assessed the damages for the land hereinbefore described at the sum and figure of two hundred dollars (\$200.00).

Your remonstrants further show that said sum is inadequate and that the remaining portion of said lot so owned by your remonstrants will be damaged by the appropriation of above described tract by said City, in the sum of two thousand dollars (\$2000.00).

WHEREFORE, your remonstrants pray this Honorable Board that said assessment of damages be not confirmed and that your remonstrants herein be awarded damages in the sum of two thousand dollars (\$2000.00).

Joseph Reichert
Alvina Reichert

Bayard Board Public
works. John Wayne and

In the matter of the opening
and extension of Clinton
St.

Remonstrance of
Joseph Ruckosh and
Julius Ruckosh

Filed: April 16, 1936

J. G. Zalladay for
Ruckosh and

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

The above described lots and lands affected by the above described condemnation and appropriation being situated within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 27th day of February, 1936.

Robert M. Deane

G. J. Andersen

J. H. Johnson
Board of Public Works.

Attest:

Charles F. Herr
Secretary

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Joseph Reichert
Alvina Reichert

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

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Adopted this 27th day of February, 1936.

Robert H. Beams
G. J. Andersen
J. H. Johnson
Board of Public Works.

Attest: Charles F. Herr
Secretary

Improvement Res. No.

Resolution Adopted:

Confirmed:

Is Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: